

In the High Court of Uttarakhand, at Nainital.

Civil Misc. Writ Petition No. 1038/2004

Mahant Ram Singh Chela Mahant
Narain Singh, President and Manager
Dharam Committee Nirmal Ashram
Mahant Budha Singh, Nirmal Ashram,
Rishikesh, District Dehradun Petitioner.

Vs.

Civil Judge (J.D.) Haridwar
and another ... Respondents.

Dated: 27-10-2004

Hon'ble Rajesh Tandon, J.

Heard Sri V.K.Kohli, Senior Advocate, assisted by Sri I.P. Kohli, learned counsel for the petitioner.

By the present petition the petitioner has prayed for issue of a writ in the nature of mandamus commanding the respondent No.1 for expeditious disposal of suit No. 61 of 1995, Mahant Ram Singh vs. Jai Prakash Verma.

Briefly stated the facts of the case are that a suit was filed by the petitioner praying for the eviction of the respondent on the ground that U.P. Act No. 13 of 1972 is not applicable to the premises to the suit and hence the eviction is sought by the plaintiff-petitioner.

The learned counsel for the petitioner has submitted that the suit is pending since 1995 and since it is a S.C.C. suit, the respondent no.1 may be directed for its expeditious disposal.

In view of above, the Civil Judge (J.D.) Haridwar is directed to decide the suit No. 61 of 1995 Mahant Ram Singh vs. Jai Prakash within a period of four months, from the date of filing of the certified copy of the order. The writ petition is disposed of finally.

(Rajesh Tandon, J.)